

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

DARCEE WHEELAND, Personal Representative of the Estate of Craig Wheeland, Deceased, and CLEAN HARBORS, Inc., a Massachusetts Corporation,

Plaintiffs,

**V.**

RHONE-POULENC, Inc., a  
Pennsylvania Corporation,

Defendant.

7:04CV5018

## ORDER OF DISMISSAL

The matter before the court is the parties' joint stipulation to dismiss this case with prejudice, Filing No. 106. The court finds that this matter should be dismissed with prejudice.

IT IS THEREFORE ORDERED that, pursuant to Fed. R. Civ. P. 41(a)(1), the plaintiffs' cause of action against the defendant is hereby dismissed in its entirety, with prejudice, and with the parties to be responsible for their own costs and attorney fees.

DATED this 1<sup>st</sup> day of February, 2007.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief United States District Judge